



Jeffrey
Weatherford/SUPR/R7/USEP
A/US

11/16/2004 10:00 AM

To "Carter, John" <jcarter@doerun.com>
cc Dan Breedlove/CNSL/R7/USEPA/US@EPA, "Vornberg,
Dan" <dvornberg@doerun.com>, "Maruchau, Louis"
<lmarcheau@doerun.com>, Scott
Hayes/SUPR/R7/USEPA/US@EPA

bcc

Subject RE: Losh Trailer

John,

This will be at least the third e-mail I've sent asking you specific questions about Doe Run's intentions at this site. Doe Run is free to conduct this trailer cleaning anytime it wishes. The [REDACTED] are staying at the Drury Inn in Festus, MO (636-933-2400). Doe Run can hire a third party contractor to certify the cleaning of the trailer. The only reason EPA needs to be at the site is to determine whether it is safe to let the [REDACTED] move back in. We cannot make that decision until Doe Run answers my questions concerning this cleanup. Therefore, there is no reason to meet with you at the site. Once again:

1. Does Doe Run intend to excavate all cells identified by EPA that are over 400 ppm? This includes cells to the east and north of the current excavated areas. If so, when will this be accomplished, weather permitting?

3. Does Doe Run intend to apply a layer of asphalt over the road in the trailer court? If so, when will this be accomplished, weather permitting?

Please provide a detailed written description of what Doe Run's intentions are at the Middlebrook Site.

Jeffrey G. Weatherford, P.E.
U.S. EPA
97 N. Outer Road
Eureka, MO
636-587-2215
"Carter, John" <jcarter@doerun.com>

A75T

Site:	VIARNUMTREND	HAUL
ID #:	MAN000704445	R
Break:	2.2	
Other:	00#1	
1/	11/16/04	



"Carter, John"
<jcarter@doerun.com>
11/16/2004 08:19 AM

To "Maruchau, Louis" <lmarcheau@doerun.com>; Jeffrey
Weatherford/SUPR/R7/USEPA/US@EPA
cc Dan Breedlove/CNSL/R7/USEPA/US@EPA, "Vornberg,
Dan" <dvornberg@doerun.com>, Scott
Hayes/SUPR/R7/USEPA/US@EPA

Subject RE: Losh Trailer

Jeff,
Our contractor is available to clean the [REDACTED] trailer tomorrow or any other day the rest of this week - or next. I do need to let them know a day ahead of time to get them mobilized. So, let me know ASAP if we're on to clean the trailer tomorrow.
Thanks,

40198836



SUPERFUND RECORDS

jec

-----Original Message-----

From: Maruchau, Louis
To: 'Weatherford.Jeffrey@epamail.epa.gov'
Cc: Breedlove.Dan@epamail.epa.gov; Vornberg, Dan;
Hayes.Scott@epamail.epa.gov; Carter, John
Sent: 11/12/2004 12:46 PM
Subject: RE: Losh Trailer

Mr. Weatherford,

John Carter is involved today on a litigation matter and is not available to answer all your questions. However, I can relay to you that the site meeting scheduled for next Wednesday, November 17th, should NOT BE CANCELLED. Doe Run has retained a contractor and is standing by to clean the interior of the trailer. We only need your notification as to when we may commence. We are prepared to clean the trailer on November 17th if given the go-ahead. As to your question about the extent of cleaning, our contractor will conduct a thorough cleaning complying with HUD guidance and will clean any materials moved temporarily into the U Haul trailer.

As to your other questions, I have left a message for John Carter to contact you when he is available. I understand that all residential properties at the trailer park have been remediated (although some with contaminated soils removed are waiting better weather to complete backfilling of clean soil). Please discuss with Mr. Carter the timing of other remediation in the vicinity. He will also be able to give you information on when the asphaltting can be conducted.

Lou Maruchau

-----Original Message-----

From: Weatherford.Jeffrey@epamail.epa.gov
[mailto:Weatherford.Jeffrey@epamail.epa.gov]
Sent: Friday, November 12, 2004 8:29 AM
To: Carter, John
Cc: Breedlove.Dan@epamail.epa.gov; Vornberg, Dan; Hopkins, Larry;
Maruchau, Louis; Hayes.Scott@epamail.epa.gov
Subject: RE: Losh Trailer

John,

I am not sure I fully understand what Doe Run's intentions are at the Middlebrook Site. Therefore, until I get some further clarification, I must postpone or cancel our site meeting on Wednesday November 17. EPA is now in the position of making a very important decision on the future health of a young child. In order to make this important decision, we must have all of the facts so we may consult with the appropriate experts. I need to know, in detail, the following information:

1. Does Doe Run intend to clean all of the stuff that is currently in the Losh home or is it Doe Run's intent to move the stuff, clean the home, and then move the stuff back into the trailer?
2. Does Doe Run intend to excavate all cells identified by EPA that are

over 400 ppm? This includes cells to the east and north of the current excavated areas. If so, when will this be accomplished, weather permitting?

3. Does Doe Run intend to apply a layer of asphalt over the road in the trailer court? If so, when will this be accomplished, weather permitting?

If Doe Run can provide any other facts which will assist EPA in the decision to move the [REDACTED] family back into the Middlebrook home, please provide that as well.

Thanks!

Jeffrey G. Weatherford, P.E.
U.S. EPA
97 N. Outer Road
Eureka, MO
636-587-2215

"Carter, John"
<jcarter@doerun.com>

11/11/2004 10:57
AM

To
Jeffrey
Weatherford/SUPR/R7/USEPA/US@EPA
cc
Scott Hayes/SUPR/R7/USEPA/US@EPA,
Dan
Breedlove/CNSL/R7/USEPA/US@EPA,
"Vornberg, Dan"
<dvornberg@doerun.com>,
"Maruchau, Louis"
<lmaruchau@doerun.com>,
"Hopkins, Larry"
<lhopkins@doerun.com>

Subject

RE: Losh Trailer

Jeff,

I propose we meet at the Middlebrook Trailer Court at 9:00 am, Wednesday November 18, 2004.

If you will have one or more of the [REDACTED] there, I will have our

contractor there and ready to clean the trailer.

After removing everything that is in the way, our contractor will perform a full, HUD-type cleaning of the interior of the trailer. Doe Run will provide a secure U-Haul type trailer for storage of everything removed from the trailer that the [REDACTED] want to keep. Doe Run will provide a truck to haul away everything the [REDACTED] deem to be trash to a proper disposal site.

Thank you for arranging to have EPA and/or its contractors onsite to observe the cleaning and perform the inspection after cleaning. This is appropriate given the circumstances.

Doe Run has removed all of the contaminated soil from the yard of the [REDACTED] trailer as well as from the rest of the yards in the trailer court following the protocols outlined in Mr. Maruchaus' 09/30/04 letter to Mr. Breedlove.

After the cleaning is complete, and given the soil removals conducted at the trailer court, there is no reason the [REDACTED] family cannot be moved back into their home.

jec

-----Original Message-----

From: Weatherford.Jeffrey@epamail.epa.gov
{mailto:Weatherford.Jeffrey@epamail.epa.gov}
Sent: Wednesday, November 10, 2004 5:58 PM
To: jcarter@doerun.com
Cc: Hayes.Scott@epamail.epa.gov; Breedlove.Dan@epamail.epa.gov
Subject: Fw: Losh Trailer

John,

I am in Iron County and will be until at least November 19th. I can meet with you at the site anytime before that, with a little advance notice. I talked with [REDACTED] and he will be available next week, preferably during the middle of the week, if you want to get started cleaning the trailer.

I was at the site today and your contractor stated they do not usually clean areas where there is stuff in the way and that it would be helpful if EPA could make some decisions on what to dispose of. Mr. Maruchau also eluded that EPA will have to make some disposal decisions at the [REDACTED] home. Please be informed that EPA will not make any decisions as to what needs to be disposed of versus cleaned. That is between Doe Run and the [REDACTED]

EPA or it's contractors will be present to observe in order to determine if it is safe to move the [REDACTED] back into the home. EPA will be utilizing the HUD visual inspection clearance form and sampling clearance form to make this determination. EPA has good reason to believe that everything in the trailer is contaminated and must be cleaned to avoid any further lead exposure to the mother and child.

As stated before, EPA will not likely move the [REDACTED] back into the home until the trailer court is cleaned in accordance with Doe Run's letter of September 30, 2004. We do not want to risk recontamination of the home.

Jeffrey G. Weatherford, P.E.

U.S. EPA

97 N. Outer Road

Eureka, MO

636-587-2215

----- Forwarded by Jeffrey Weatherford/SUPR/R7/USEPA/US on 11/10/2004

05:14 PM -----

Dan
Breedlove/CNSL/R
7/USEPA/US

To

11/09/2004 03:47
PM

Jeffrey
Weatherford/SUPR/R7/USEPA/US@EPA
cc

Subject

Fw: Losh Trailer

Dan Breedlove, Attorney
Office of Regional Counsel
EPA Region VII
901 North Fifth Street
Kansas City, Kansas 66101
ph: (913) 551-7172
fx: (913) 551-7925

----- Forwarded by Dan Breedlove/CNSL/R7/USEPA/US on 11/09/2004 03:47 PM

"Maruchau,
Louis"
<lmaruchau@doer
un.com>

To

11/09/2004 03:04
PM

Dan
Breedlove/CNSL/R7/USEPA/US@EPA
cc

"Carter, John"
<jcarter@doerun.com>

Subject

RE: Losh Trailer

Dan Breedlove,

The following is the status of the interior cleaning of the [REDACTED] trailer.

John Carter has retained Compass Environmental to conduct the interior cleaning of the [REDACTED] trailer. The contractor is licensed for lead abatement and follows the HUD guidance.

In regard to communications, John Carter related to me that when he advised Jeff Weatherford that he could not make the meeting, he asked Mr.

Weatherford when would be a good time to reschedule the meeting. Mr. Carter

has not heard back from Mr. Weatherford about a time to reschedule.

There

may be a communication issue here in that this information was left for Mr.

Weatherford by voicemail and it appears that they have been trading voicemails.

In any event, Doe Run is ready to do the work as soon as EPA can schedule the cleaning with Mr. [REDACTED]. As I stated before, we request EPA personnel to be present during this cleaning (your personnel may also have to direct the disposal of waste material). Please call if you have any questions.

I can assure you that Doe Run is as eager as anyone to have this cleaning completed as soon as possible.

Lou Maruchau

-----Original Message-----

From: Breedlove.Dan@epamail.epa.gov

[mailto:Breedlove.Dan@epamail.epa.gov]

Sent: Monday, November 08, 2004 10:32 AM

To: Maruchau, Louis

Cc: Weatherford.Jeffrey@epamail.epa.gov

Subject: Re: Losh Trailer

It is my understanding that Jeff Weatherford provided a draft statement of work based on HUD guidance for interior cleaning and that John Carter was unable to meet with Jeff last week. It is also my understanding that attempts to contact Mr. Carter have not been successful and that Mr.

Carter

has not attempted to reschedule the meeting. Could you please provide me with an update on the progress of the interior cleaning at the Middlebrook Trailer Court?

Dan Breedlove, Attorney
Office of Regional Counsel
EPA Region VII

901 North Fifth Street
Kansas City, Kansas 66101
ph: (913) 551-7172
fx: (913) 551-7925